

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**ROBERT BRENZENGER,**  
Plaintiff,

vs.

**THERESA DELBALSO, et al.,**  
Defendants.

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**CIVIL ACTION**

**NO. 16-4227**

**FILED**

**FEB 14 2018**

By                     

**ORDER**

**AND NOW**, this 14<sup>th</sup> day of February, 2018, upon careful and independent consideration of the petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 (Doc. No. 1) and the response thereto (Doc. No. 9), and after review of the thorough and well-reasoned Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey (Doc. No. 10), **IT IS ORDERED** that:

1. The Report & Recommendation is **APPROVED** and **ADOPTED**.
2. The petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 is **DENIED**.
3. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:

  
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LAWRENCE F. STENGEL, C.J.